

**UNITED STATES DISTRICT COURT**  
 for the  
**MIDDLE DISTRICT of PENNSYLVANIA**

PENNSYLVANIA PROFESSIONAL LIABILITY JOINT

\_\_\_\_\_  
 UNDERWRITING ASSOCIATION, \_\_\_\_\_ )

\_\_\_\_\_  
*Plaintiff* )

\_\_\_\_\_  
 v. ) Civil Action No. 1:18-CV-1308

TOM WOLF, in his Official Capacity as Governor of the \_\_\_\_\_ )  
 Commonwealth of Pennsylvania, et al., \_\_\_\_\_ ) (Chief Judge Conner)

\_\_\_\_\_  
*Defendants*

**JUDGMENT IN A CIVIL ACTION**

The court has ordered that (*check one*):

the plaintiff \_\_\_\_\_ recover from the defendant (*name*) \_\_\_\_\_ the amount of dollars (\$ \_\_\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_\_ %, plus postjudgment interest at the rate of \_\_\_\_\_ %, along with costs.

the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) \_\_\_\_\_ recover costs from the plaintiff (*name*) \_\_\_\_\_.

other: **DECLARATORY JUDGMENT BE AND IS HEREBY ENTERED** in favor of plaintiff Pennsylvania Professional Liability Joint Underwriting Association (“the Association”) and against defendants Joseph B. Scarnati, President *Pro Tempore* of the Senate, Jay Costa, Minority Leader of the Senate, Michael Turzai, Speaker of the House of Representatives, and Frank Dermody, Minority Leader of the House of Representative, (together “the legislative defendants”) and Tom Wolfe, Governor of the Commonwealth and Jessica K. Altman, Insurance Commissioner of Pennsylvania (together “the executive defendants”), as follows: It is ORDERED and DECLARED that Sections 3, 4 and 5 of Act 41 of 2018, P.L. 273, No. 41 (“Act 41”), are unconstitutional in violation of the Fifth and the Fourteenth Amendments to the United States Constitution, and enforcement thereof is hereby and permanently ENJOINED, in accordance with the Court’s memo and order (Docs. 59, 60) dated 12/18/18.

This action was (*check one*):

tried by a jury with Judge or Magistrate Judge \_\_\_\_\_ presiding, and the jury has rendered a verdict.

tried by Judge or Magistrate Judge \_\_\_\_\_ without a jury and the above decision

decided by Judge or Magistrate Judge \_\_\_\_\_ Chief Judge Christopher C. Conner  
 Upon motions for summary judgment

Date: \_\_\_\_\_ Dec 18, 2018 \_\_\_\_\_

**CLERK OF COURT** PETER WELSH, Acting Clerk of Court

K. McKinney

*Signature of Clerk or Deputy Clerk*